

REMARKS

Claims 43-45 are withdrawn. Claims 36-42 and 46-55 are pending for prosecution on the merits.


The Examiner is requiring restriction under 35 U.S.C. §121 to elect a single disclosed species between: Species I.: claims 36-42 and 46-55, drawn to a method of fabricating a semiconductor structure; and Species II.: claims 43-45, drawn to a method of fabricating a transistor .

Applicant hereby elects Species I., claims 36-42 and 46-55. Applicant requests prosecution on the merits for claims 36-42 and 46-55.

This application is now believed to be in immediate condition for allowance, and action to that end is respectfully requested. If the Examiner's next anticipated action is to be anything other than a Notice of Allowance, the undersigned respectfully requests a telephone interview prior to issuance of any such subsequent action.

Respectfully submitted,

Dated: 11-19-04

By: 
D. Brent Kenady
Reg. No. 40, 045